THE HON'BLE SMT.JUSTICE T.MEENA KUMARI

AND

THE HON'BLE SRI JUSTICE P.LAKSHMANA REDDY

-

WRIT PETITION No.21756 OF 2005

Dt: 05.10.2005

Between:

T.Veerabhadra Rao … PETITIONER

AND

The Government of Andhra Pradesh,

rep.by its Secretary, Mines and Geology Department

Secretariat, Hyderabad and others … RESPONDENTS

THE HON'BLE SMT.JUSTICE T.MEENA KUMARI

AND

THE HON'BLE SRI JUSTICE P.LAKSHMANA REDDY

WRIT PETITION No.21756 OF 2005

ORDER: ***(per the Hon'ble Smt.Justice T.Meena Kumari)***

This Writ Petition is filed by the petitioner-applicant to quash the Order dated 26.09.2005 in V.M.A.Nos.443 and 655 of 2005 in O.A.No.3418 of 2005 on the file of the Andhra Pradesh Administrative Tribunal, Hyderabad.

The above O.A. was filed by the petitioner-applicant to declare the action of the first and second respondents in conducting D.P.C for effecting promotions to the posts of Assistant Directors more particularly when the appeal is pending against the final seniority list dated 21.04.2005 of the second respondent as illegal and arbitrary; to set aside the Memo dated 21.04.2005 and consequently to direct the official respondents to fix the seniority of the petitioner-applicant and respondents 4 to 15 basing on the rank assigned to them by the A.P.P.S.C. in the category of Inspectors of Mines and to effect further promotions basing on the said seniority.

It is the case of the petitioner that when the above O.A. came up for admission, the Tribunal gave an interim direction on 21.07.2005 directing respondents 1 and 2 not to effect any promotions in pursuance of Memo dated 21.04.2005 of the second respondent and praying to vacate the said interim order, the official as well as some of the unofficial respondents have filed V.M.A.Nos.443 and 655 of 2005. The Tribunal after hearing the arguments of both the sides and keeping in view the facts and circumstances of the case, modified the interim order granted on 21.07.2005 and directed the official respondents to keep one post of Assistant Director of Geologist vacant, pending further consideration of the O.A. and it made clear that any promotions made will be subject to the outcome of the O.A. Aggrieved by the same, the present Writ Petition has been preferred.

Heard the learned counsel and perused the Order impugned.

The controversy involved in the O.A. is with regard to the seniority of the petitioner and his promotion to the post of Assistant Director from the post of Assistant Geologist.

It is submitted by the learned counsel for the petitioner that the petitioner had filed an appeal on 16.05.2005 against the final seniority list dated 21.04.2005 of the second respondent which is still pending before the first respondent.

Having regard to the facts and circumstances of the case, while confirming the order of the Tribunal, we direct the Tribunal to dispose of the O.A. within a period of two months from the date of receipt of a copy of the order.

The Writ Petition is accordingly disposed of. No order as to costs.

(T.MEENA KUMARI, J)

(P.LAKSHMANA REDDY, J)

Dt: 05.10.2005

bsv/lvl